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June 8, 2005

Jeff S. Jordan
Supervisory Attorney
Federal Election Commission
999 E Street, NW
Washington, DC 20463

Re: MUR 5612, America Coming Together

Dear Mr. Jordan:

We are responding on behalf of respondent America Coming Together (ACT) to the materials you sent us on May 23, 2005, namely, a May 13 letter to you from Bruce N. Cameron and enclosures that he termed as an "amendment" to the complaint in this matter.

The enclosures are documents apparently originating from respondent Service Employees International Union (SEIU) although, according to the Stefan Gleason affidavit, they were provided to Mr. Gleason by an anonymous third-party source. Assuming for purposes of this response that these documents are copies of actual SEIU documents, they reflect no conduct whatsoever by ACT, let alone conduct that would give rise to a reason to believe that ACT violated the Federal Election Campaign Act (FECA). The documents purport only to reflect internal SEIU arrangements concerning its in-kind contributions to ACT, which, as we have previously advised and which these documents do not rebut, were made exclusively to ACT's non-federal account. That those non-federal contributions came from a non-federal source, "union dues," may rankle the complainant, an official of the National Right to Work Legal Defense Foundation, Inc., whose mission includes undermining the ability of unions to engage in political activity, but that origin neither comprises nor suggests a violation of FECA.

To date, ACT has not been apprised of what aspects, if any, of the submissions by the complainant "indicate" to the Office of General Counsel (OGC) that ACT "may have violated" FECA, as stated in your November 18, 2004, letter to then-ACT President Ellen Malcolm, despite our request dating from January 5, 2005, that ACT be so apprised. Neither this latest submission nor its conveyance to us sheds any light on that basic question. We respectfully reiterate our position that the Commission should find no reason to believe that ACT has violated FECA and that the complaint should be dismissed.

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Jeff S. Jordan
Federal Election Commission
Page 2

Thank you for your consideration.

Yours truly,



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